

The first alleged error is that the name of the third inventor is spelled differently on the Declaration than on the 1A. Applicants point out, however, that if the Japanese characters of a name are shown in Roman letters, the third inventors' name is usually indicated in one of two ways, that is, either "Tsutomu Masuko" or "Tutomu Masuko". The characters of "Tsu" can read the same as the characters of "Tu" in Japanese. This means that these two names are considered

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE
U.S. Appln. No. 09/913,611

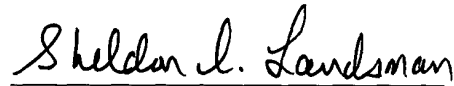
to be the same in Japan. Mr. Masuko signed the Declaration with the spelling he prefers "Tsutomo". Applicants submit that the spelling of the third named inventor on the Declaration, therefore, is correct and proper.

The second alleged error is that the Declaration lists a fourth inventor, but the fourth inventor is not listed on the 1A. Applicants point out, however, that the fourth inventor, Mr. Yuichi Kamijo, was added at the international stage. Applicants have received a Notification of the Recording of a Change, dated August 27, 2001, from the International Bureau, a copy of which is enclosed, showing that the name of the fourth inventor, Mr. Yuichi Kamijo, has been added at the international stage. Thus, the name of the fourth inventor does not appear on the 1A, but the inclusion of the fourth inventor on the Declaration is proper and necessary.

Therefore, no correction of the Declaration is needed.

In view of the above, applicants submit that the Notification of Defective Response and Notification of Missing Requirements Under 35 U.S.C. § 371 were issued in error, and that no Declaration or fee need to be filed in response to the Notification and Notice. If it is determined that a fee is needed, or a petition for extension of time or any other petition, please charge the fee to our Deposit Account No. 19-14480 and treat this paper as a petition.

Respectfully submitted,



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UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
Washington, D.C. 20231
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/913,611	Shigeru Murakami	Q54917

INTERNATIONAL APPLICATION NO.

PCT/JP00/00875

IA FILING DATE	PRIORITY DATE
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02/16/2000

02/18/1999

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DOCKETED

FEB 27 2002

CONFIRMATION NO. 2483

371 FORMALITIES LETTER



OC00000007447394

Date Mailed: 02/19/2002

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fee
- Priority Document
- Assignee Statement
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Information Disclosure Statements
- Oath or Declaration
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - The 3rd inventor name is spelled differently on the dec than on the IA. The 4th inventor on the dec is not listed on the IA.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO
09/913,611	PCT/JP00/00875	Q54917

FORM PCT/DO/EO/916 (371 Formalities Notice)